

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

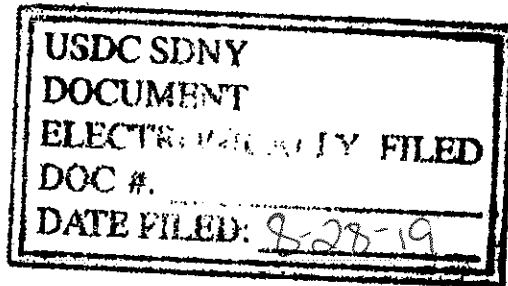
CHARON MARTINEZ MALAVE on
behalf of a minor J.A.R.M.,

Plaintiff,

-against-

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.



16 Civ. 4596 (LAP) (KHP)

ORDER ADOPTING REPORT &
RECOMMENDATION

LORETTA A. PRESKA, Senior United States District Judge:

Before the Court is Magistrate Judge Katherine H. Parker's Report and Recommendation dated July 26, 2017 [dkt. no. 14] with respect to the Commissioner's unopposed motion for judgment on the pleadings pursuant to Federal Rule of Civil Procedure 12(c) [dkt. no. 9] ("R&R").

Any objections to the R&R were required to be filed within fourteen days. Fed. R. Civ. P. 72(b); 28 U.S.C. § 636(b)(1). No objections were filed.

The district court must "make a de novo determination of those portions of the report to which objection is made" and "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." 28 U.S.C. § 636(b)(1); see also Civ. L.R. 72-3(a) (requiring that any objections be accompanied by a motion for de novo determination). In absence of a timely objection, the Court


"need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." Fed.

R. Civ. P. 72, Advisory Committee Notes (1983). The Court has reviewed the record on its face and finds no clear error.

Accordingly, the R&R is accepted in its entirety, and the case is remanded to the Administrative Law Judge.

SO ORDERED.

Dated: New York, New York
August 28, 2018



LORETTA A. PRESKA
Senior United States District Judge